

Filed for intro on 02/02/95
Senate Bill _____
By _____

House Bill No.HB0367
By Arriola, Jr.

AN ACT to amend Tennessee Code Annotated, Title 57, Chapter 3, relative to the operation of retail businesses.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 57-3-406(d) , is amended by redesignating subsection (d) as (d)(1), and adding a new subdivision (d)(2), as follows:

(d)(2) In furtherance of the restriction of sales to minors, a retailer may require persons seeking to purchase alcoholic beverages to present identification containing the purchaser's name, date of birth, photograph, and such other information as the retailer may require to establish the age of the purchaser. Any false identification submitted to the retailer may be retained by the retailer and forwarded to the local law enforcement agency. Identification which contains false evidence of United States citizenship shall be referred to the Immigration and Naturalization Service by the law enforcement agency. A retailer may require more than one (1) piece or type of identification.

SECTION 2. Tennessee Code Annotated, Section 57-3-406, is further amended by adding the following new subsections:

(i) A retailer has no obligation to accept payment in any form other than legal tender. If a retailer accepts personal checks or other types of payment, the retailer may require such identification as the retailer deems necessary and may refuse to accept checks or other types of payment without liability. A retailer has an absolute right to refuse to accept a personal check from any customer who has previously presented a bad check in payment.

(j) A retailer may employ off-duty law enforcement personnel to provide security or other services for the retail location.

SECTION 3. This act shall take effect upon becoming a law, the public welfare requiring it.

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